

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

1 Fee \$

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/801,094 | 03/15/2004 | Guido Schmitz | LIP038 |

32047
GROSSMAN, TUCKER, PERREALT & PFLEGER, PLLC
55 SOUTH COMMERCIAL STREET
MANCHESTER, NH 03101

CONFIRMATION NO. 9264

FORMALITIES LETTER



RECEIVED
JUN 3 2004

Date Mailed: 06/01/2004

GROSSMAN, TUCKER,
PERREAULT & PFLEGER, PLLC

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$580** for a Small Entity

- | | | |
|---|--------------------------------------|-----------|
| • \$385 Statutory basic filing fee. | 08/04/2004 AAD0FD1 00000026 10801094 | |
| • \$65 Late oath or declaration Surcharge. | 01 FC:2001 | 385.00 OP |
| • \$130 for English translation surcharge required. | 02 FC:2051 | 65.00 OP |
| | 03 FC:1053 | 130.00 OP |

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

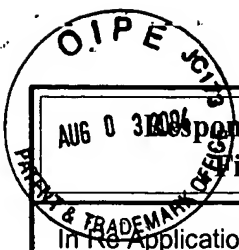
A copy of this notice MUST be returned with the reply.

T. W.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
LIP 038

In Re Application Of: **SCHMITZ ET AL**

Serial No.
10/801,094

Filing Date
MARCH 15, 2004

Examiner

Group Art Unit

Invention: **COOLING APPARATUS FOR COOLING AND PRESENTATION OF ICE CREAM**

Mail Stop Missing Parts

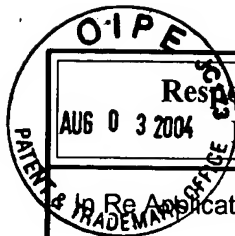
TO THE COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
JUNE 1, 2004
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☒ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ _____ verified small entity declaration(s)
 - ☐ is/are attached.
 - ☐ was/were filed on _____
- ☐ A separate request for refund.
- ☒ Other (list):

Certified Priority Document DE 103 10 919.6



Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)

Docket No.
LIP 038

In Re Application Of: **SCHMITZ ET AL**

Serial No.
10/801,094

Filing Date
MARCH 15, 2004

Examiner

Group Art Unit

Invention: **COOLING APPARATUS FOR COOLING AND PRESENTATION OF ICE CREAM**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☒ Utility application filing fee \$385.00

☐ Design application filing fee _____

☒ Total number of independent claims = 1 _____

☒ Total number of claims = 18 _____

☐ Multiple dependent claims _____

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath \$65.00

☐ Petition and fee for filing by other than all the inventors or a person not the inventor _____

☒ Fee for processing an application filed with a non-English language specification \$130.00

☐ Fee for processing and retention of application _____

Total completion of application fees \$580.00

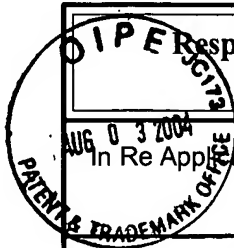
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: _____ until: _____
Date Date

Total time extension fees _____

Total fees due \$580.00



**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.
LIP 038

In Re Application Of: **SCHMITZ ET AL**

Serial No.
10/801,094

Filing Date
MARCH 15, 2004

Examiner

Group Art Unit

Invention: **COOLING APPARATUS FOR COOLING AND PRESENTATION OF ICE CREAM**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of **\$580.00** is to be paid as follows:

- ☒ **Credit Card Form**
☒ A ~~check~~ in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **50-2121**
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **50-2121**

Signature

Dated: **July 30, 2004**

Steven J. Grossman
Reg. No. 35,001
Grossman Tucker Perreault & Pfleger, PLLC
55 South Commercial Street
Manchester, NH 03101
Customer No. 32047

I certify that this document and fee is being deposited
on **July 30, 2004** with the U.S. Postal Service as
first class mail under 37 C.F.R. 1.8 and is addressed to the
Commissioner for Patents, P.O. Box 1450, Alexandria, VA
22313-1450.

April Davis
Signature of Person Mailing Correspondence

April Davis

Typed or Printed Name of Person Mailing Correspondence

CC: